

State of California
State Water Resources Control Board

DIVISION OF WATER RIGHTS

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

SACRAMENTO

JUL 28 PM 3:19

PETITION FOR LONG TERM TRANSFER OF WATER/WATER RIGHTS

INVOLVING A CHANGE X OF POINT OF DIVERSION
 X OF PLACE OF USE
 X OF PURPOSE OF USE

Pursuant to the following Water Code section 382 , or X 1735

BASIS OF RIGHT:

Application 15679 Permit 9950 License 5763

I hereby petition the State Water Resources Control Board (State Water Board) for a transfer of water/water rights under the above permit or license as shown on the accompanying map and described as follows:

1. (a) Present Point of Diversion See Attachment 1
(b) Proposed Transfer Location of Point of Diversion See Attachment 1
(Give coordinate distance from Section corner of other ties as allowed by State Water Division)
2. (a) Present Place of Use See Attachment 2
(b) Proposed Transfer Location of Place of Use See Attachment 2
(If irrigation, state number of acres within each 40-acre subdivision)
3. (a) Present Purpose of Use Industrial
(b) Proposed Purpose of Use Municipal, Industrial, Irrigation
4. This transfer is to be effective from January 1 to December 31
5. It is understood that the precise effect of a transfer on other legal users or instream beneficial uses is difficult to determine in advance of such a transfer. However, please answer the following questions to the best of your knowledge:
 - (a) Is this transfer likely to cause substantial injury to any legal user of water? Yes No X
Remarks:
 - (b) Is this transfer likely to cause any unreasonable effect on fish, wildlife or other instream beneficial uses? Yes No X Remarks: See Attachment

"The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>."
Additional copies of this form and water right information can be obtained at www.waterrights.ca.gov.

TRANS-LONG-PET (3-01)

7/28/06
378.15
350.00
AL

(c) Will transfer unreasonably effect the overall economy of the area from which the water is being transferred (Water Code Section 386.) The transfer will benefit the overall economy of the area by preserving the right for local use.

(d) Have you consulted the California Department of Fish and Game concerning this proposed change? Yes _____ No X _____. If Yes, state the name and phone number of the person contacted and the opinion concerning the potential effects of your proposed change on fish and other wildlife and state measures required for mitigation. _____

6. State the conditions that are the basis of this transfer. Approval of the SWRCB.


7. If the point of diversion is being changed, are there any persons taking water from the stream between the old point of diversion and the new point? Yes _____ No _____. Between the old point of return flow and the new point of return flow? Yes _____ No _____. If the answer is "yes", please list names and address' Unknown at this time.

8. Following the expiration of the transfer period, all rights shall automatically revert to the original holders of such right without any action by the State Water Board.

THIS TRANSFER OF WATER/WATER RIGHTS DOES NOT INVOLVE AN INCREASE IN THE AMOUNT OF THE RIGHT OR SEASON OF USE.

9. I/(We) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.

Dated: JULY 25, 2006 at TAMPA, FLORIDA, California.


Permitted Licensee or Authorized Representative Signature

EXECUTIVE VICE PRESIDENT

Title
MASONITE CORPORATION

If there is insufficient space for answers to this form, attach extra sheets. Please cross reference all remarks to the numbered paragraph to which they may refer.

NOTE: Filing fee is \$0.30 per acre-foot. Filing fees may also be required under Water Code section 1547.1 and Public Resources Code section 10005.

Supplement No. 1
to Water Transfer and Change Petition

Existing Point of Diversion for License 5763:

Within the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 8, T15N, R 12 W, MDB&M (3 off-set wells on riverbank.)

Proposed Point of Diversion:

Existing Point of Diversion plus the following additional points of diversion.

POD #1: "Well No. 6": North 32° West, 2300 feet from SE corner of projected Section 5, T15N, R12W, MDB&M, being within the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 5. It is also described by the California Coordinate System, Zone 2, N 556,100 feet and E 1,659,900 feet.

POD #2: "Upper Russian River Diversion" (2 pumps) located N 556,508 feet and E 1,660,210 feet, California Coordinate System, Zone 2: being within the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 5, T15N, R12W, MDB&M.

POD #3: "Lower Russian River Diversion (1 pump) located N 556,243 feet and E 1,660,217 feet, California Coordinate System, Zone 2; being within the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of projected Section 5, T15N, R12W, MDB&M.

Well Field

#4 Multiple wellheads within Mendocino County Assessor Parcel No. 178-03-11 consisting of 7.15 acres as shown on map to accompany this Petition.

**Supplement No. 2
To Petition for Transfer and Change**

Current Place of Use under License 5763:

Within Lots 11, 13, 15, 16, and 18 of Yokayo Rancho, being within the NE $\frac{1}{4}$ of SW $\frac{1}{4}$, SE $\frac{1}{4}$ of SW $\frac{1}{4}$, SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and SW $\frac{1}{4}$ of NE $\frac{1}{4}$, and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 8, T15N, R12W MDB&M.

Proposed Place of Use:

Existing place of use would continue to be a designated place of use for this permit. Millview Water District's place of use under License 492 (Application 3601), as shown on the map accompanying that water right, would be added to the place of use under License 5763 by this petition.

(April 2006 map)

California Environmental Protection Agency

State Water Resources Control Board

DIVISION OF WATER RIGHTS

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ENVIRONMENTAL INFORMATION
FOR PETITIONS

☒ Petition for Change

☐ Petition for Extension of Time

Before the State Water Resources Control Board (SWRCB) can approve a petition to change your water right permit or a petition for extension of time to complete use, the SWRCB must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

1. DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

For a petition to change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

Masonite Corporation ceased operations at the current place of use
and desires to transfer its water right license 5763 (App. 15679)
to Millview Water District for use within Millview's service area
for domestic, irrigation, municipal and industrial uses.
Accordingly, the place of use of the licensed water right must be
changed to include the District's lands. Since the licensed
purpose of use is limited to "Industrial," this petition would
add "Domestic, Municipal, and Irrigation" to the authorized
purposes. Finally, to allow operational flexibility, Millview's
points of diversion are to be added to the existing authorized
points of diversion.

☒ See Attachment No. 1

ENVIRONMENTAL INFORMATION FOR PETITIONS

2. COUNTY PERMITS

- a. Contact your county planning or public works department and provide the following information:

Person contacted: _____ Date of contact: _____

Department: _____ Telephone: (____) _____

County Zoning Designation: _____

Are any county permits required for your project? ☐ YES ☒ NO If YES, check appropriate box below:

☐ Grading permit ☐ Use permit ☐ Watercourse ☐ Obstruction permit ☐ Change of zoning

☐ General plan change ☐ Other (explain): _____

Mendocino LAFCO has been requested to approve annexation of
the existing place of use to Millview Water District.

- b. Have you obtained any of the required permits described above? ~~YES~~ NO NOT APPLICABLE
If YES, provide a complete copy of each permit obtained.

☐ See Attachment No. _____

3. STATE/FEDERAL PERMITS AND REQUIREMENTS

- a. Check any additional state or federal permits required for your project:

☐ Federal Energy Regulatory Commission ☐ U.S. Forest Service ☐ Bureau of Land Management
☐ Soil Conservation Service ☐ Dept. of Water Resources (Div. of Safety of Dams) ☐ Reclamation Board
☐ Coastal Commission ☐ State Lands Commission ☐ Other (specify) _____

- b. For each agency from which a permit is required, provide the following information:

AGENCY	PERMIT TYPE	PERSON(S) CONTACTED	CONTACT DATE	TELEPHONE NO.

☐ See Attachment No. _____

- c. Does your proposed project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed or bank of any stream or lake? ☐ YES ☒ NO

If YES, explain: _____

☐ See Attachment No. _____

ENVIRONMENTAL INFORMATION FOR PETITIONS

- d. Have you contacted the California Department of Fish and Game concerning your project? ☐ YES ☒ NO
If YES, name and telephone number of contact: _____

4. ENVIRONMENTAL DOCUMENTS

- a. Has any California public agency prepared an environmental document for your project? ☐ YES ☒ NO
If YES, submit a copy of the latest environmental document(s) prepared, including a copy of the notice of determination adopted by the California public agency. Public agency: _____
- b. If NO, check the appropriate box and explain below, if necessary:
- ☐ The petitioner is a California public agency and will be preparing the environmental document.*
I expect that the SWRCB will be preparing the environmental document.**
- ☒ I expect that a California public agency other than the State Water Resources Control Board will be preparing the environmental document.* Public agency: _____

Millview Water District

☐ See Attachment No. _____

* Note: When completed, submit a copy of the final environmental document (including notice of determination) or notice of exemption to the SWRCB, Division of Water Rights. Processing of your petition cannot proceed until these documents are submitted.

** Note: CEQA requires that the SWRCB, as Lead Agency, prepare the environmental document. The information contained in the environmental document must be developed by the petitioner and at the petitioner's expense under the direction of the SWRCB, Division of Water Rights.

5. WASTE/WASTEWATER

- a. Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation?
☐ YES ☒ NO
If YES, or you are unsure of your answer, explain below and contact your local Regional Water Quality Control Board for the following information (See instruction booklet for address and telephone no.):

☐ See Attachment No. _____

- b. Will a waste discharge permit be required for your project? ☐ YES ☒ NO

Person contacted: _____ Date of contact: _____

- c. What method of treatment and disposal will be used? _____
N/A

☐ See Attachment No. _____

6. ARCHEOLOGY

- a. Have any archeological reports been prepared on this project? ☐ YES ☒ NO
- b. Will you be preparing an archeological report to satisfy another public agency? ☐ YES ☒ NO
- c. Do you know of any archeological or historic sites located within the general project area? ☐ YES ☒ NO

ENVIRONMENTAL INFORMATION FOR PETITIONS

If YES, explain: _____

☐ See Attachment No. ____

7. ENVIRONMENTAL SETTING

Attach three complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the below-listed three locations. For time extension petitions, the photographs should document only those areas of the project that will be impacted during the requested extension period.

- ☐ Along the stream channel immediately downstream from the proposed point(s) of diversion.
- ☐ Along the stream channel immediately upstream from the proposed point(s) of diversion.
- ☐ At the place(s) where the water is to be used.

8. CERTIFICATION

I hereby certify that the statements I have furnished above and in the attachments are complete to the best of my ability and that the facts, statements, and information presented are true and correct to the best of my knowledge.

Date: July 25, 2006

Signature: 

ATTACHMENT 1

Masonite's use of water was year-round until its plant closed in 2001. During the last full year of operation, Masonite diverted 651.57 acre-feet. In addition, water was recycled at least twice after initial use, for conservation purposes. Records of recycled water use indicate that the inflow of recycled water to the plant was 896.65 acre-feet during the last full year of operation.

No construction work is required to implement the proposed changes to the license.